

### **REMARKS/ARGUMENT**

Applicant appreciates the Examiner's attention to the present application. Reconsideration of the application in view of the enclosed amendments and remarks is respectfully requested.

This response amends claims 1-2, 17, and 23. Claims 1-19, 23, and 25 are the pending claims. Claims 1, 4, 8, 12, 17, and 23 are the independent claims.

The Office Action allows claims 4-16, and indicates that claims 3 and 19 would be allowable if rewritten in independent form to include the features of all parent claims.

Also, the Office Action rejects claims 1-2, 17-18, 23, and 25 under 35 U.S.C. § 101 as being directed to non-statutory subject matter. Specifically, the Office Action asserts that the rejected claims are not statutory because they are not limited to tangible embodiments. Applicant respectfully traverses that rejection, particularly to the extent that it might be applied to the present claims.

This response amends independent claims 1, 17, and 23 to explicitly recite a "tangible" machine readable medium. Claims 1, 17, and 23 therefore overcome the rejection. In addition, since dependent claims 18 and 25 implicitly include the features of their parent claims (i.e., claims 1 and 23, respectively), claims 18 and 25 also overcome the rejection.

Also, this response amends claim 2 to depend from allowed claim 4. Therefore, claim 2 is also allowable.

**CONCLUSION**

In view of the foregoing, claims 1-19, 23, and 25 are all in condition for allowance. If the Examiner has any questions, the Examiner is invited to contact the undersigned at (512) 732-3927. Prompt issuance of Notice of Allowance is respectfully requested.

Respectfully submitted,

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